

**MINUTES OF THE REGULAR MEETING OF THE BOARD OF CHOSEN
FREEHOLDERS HELD ON TUESDAY, JULY 12, 2016 AT 7:00 P.M.
IN THE COUNTY ADMINISTRATION BUILDING
4 MOORE ROAD
CAPE MAY COURT HOUSE, NEW JERSEY**

The meeting convened with Director Thornton presiding and the following members answering roll call:

Freeholders Desiderio, Hayes, Morey and Thornton (4)

STATEMENT OF DIRECTOR

“This is a notice read pursuant to the requirements of the “Open Public Meetings Act.” At least 48 hours advance notice of this meeting has been provided by posting of the same in writing on the bulletin boards in the County Administration Building, and the County Clerk’s Office and mailing a copy of the notice to the Cape May County Herald and the Atlantic City Press and filing the same with the County Clerk, all being done on Wednesday, January 6, 2016.”

MOMENT OF SILENCE-Dedicated to law enforcement officers killed by a sniper while on duty at a peaceful demonstration in Dallas, Texas on July 7, 2016. Director Thornton commented that just being in uniform today put police officers in jeopardy and made them targets thus requiring them to be extremely aware of their surroundings at all times.

FLAG SALUTE

MINUTES – MOTION TO APPROVE MINUTES OF 06/28/16 REGULAR MEETING
FH Desiderio moved/ FH Hayes seconded

Freeholders	Ayes	Nays	Abstain	Absent	Motion	Second
Mr. Desiderio	X				X	
Ms. Gabor				X		
Ms. Hayes	X					X
Mr. Morey	X					
Mr. Thornton	X					

COMMUNICATIONS: None.

REPORTS:

- 1) COUNTY ENGINEER: Dale Foster had no report.
- 2) COUNTY COUNSEL: Jim Arsenault had no report.
- 3) COUNTY TREASURER: Francine Springer reported the 2015 Annual Audit was complete and exit reports had been delivered to the Clerk of the Board. There were no formal comments or recommendations this year. She thanked all the department heads and employees for their hard work enabling the County to run smoothly and ensuring a great audit.

FREEHOLDER REPORTS:

- 1) FREEHOLDER MOREY: Mr. Morey reported working much more closely with the Department of Environmental Protection (DEP) in the area of regulation and communication with respect to Aquaculture issues; access to the Aquaculture Development Zone. He stated he saw this as an important industry for Cape May County and hard work was being done to assist in enabling these small farms and facilities to grow and develop. The governor’s office was contacted six months ago and has been involved. He wanted to make everyone aware that they’re making some progress.
- 2) FREEHOLDER HAYES: Ms. Hayes reported on today’s media event at the Park/Zoo which allowed a group of reporters to view some new exhibits in the

zoo as well as the recently opened Aerial Adventure Course. She encouraged everybody to go over and take a look at it because it's absolutely amazing she stated.

- 3) FREEHOLDER DESIDERIO: Mr. Desiderio commented on the fact that a police officer's job is much more difficult in these trying times. In spite of that fact he reported the Cape May County Police Academy recently had a Class II graduation with recruits hailing from Cape May, Atlantic, Cumberland and Morris Counties also Sayreville, Palisades Park and Woodbridge. Our county facility is being received across the state and being recognized as one of the best he stated. He thanked and credited Director DePaul and his excellent staff for that accomplishment. He stated as he had done in the past that Cape May County supported its law enforcement officers 150%. He sent out the wish that they all remain safe.
- 4) FREEHOLDER THORNTON: Director Thornton reiterated and agreed with Vice Director Desiderio's comments regarding police officers, sheriff's officers and military personnel being a target in this day and age. He hoped they would be aware of their surroundings at all times. These individuals should be recognized for the courage they display every time they go out to do their job, putting themselves directly in harm's way. Things can happen anywhere so Cape May County isn't immune to this type of stuff he warned. He wanted the public to be aware and assured that the County Prosecutor's, Chiefs of Police and First Responders meet once a month on homeland security and terrorism issues. He emphasized awareness and encouraged reporting of any incidents that seem strange. The average citizen is the first line of defense he stated.

Diane Wieland, Director of Tourism talked about achievements earned by the county through the National Association of Counties (NACO). She informed there are 3143 counties and 19 parishes in the nation all eligible to enter the achievement award competition each year. It's a stringent application process with a lot of work involved she stated. The first award presented to the board was for providing recreational and educational opportunities for the residents of Cape May County at the Park/Zoo. The second area of recognition for the county was for the Health and Wellness Program under Jeff Lindsay and the Department of Human Resources. It fell under the employee benefits category and a lot of work went into achieving this recognition too she explained.

Director Thornton reported meeting last week with the New Jersey Assistant Commissioner of Health who was new and wanted to visit Cape May County. He toured the Mosquito Control Department, Health Department, Crest Haven Nursing Home and Office of Emergency Management. The commissioner was very impressed with what the county has accomplished. He was very complimentary and especially impressed by the mosquito control laboratory and its' advanced techniques; the coordination between the nursing home, health department and emergency management in long term care evacuations.

RESOLUTIONS:

INTRODUCED BY MR. DESIDERIO, SECONDED BY MS. HAYES

- 588-16 Resolution authorizing settlement of claim petition with D'Arcy Johnson Day and the County of Cape May on behalf of Barbara Marino for work-related injury.

(This Resolution authorizes a Court-ordered settlement in the amount of \$254,840.00 to a former Office of County Counsel employee who filed a claim for an injury sustained while employed with the County.)

MINUTES OF A REGULAR MEETING HELD JULY 12, 2016 (CONTINUED)

- 589-16 Resolution authorizing Change Order No. 5 with L.R. Kimball for additional professional services at County Correctional Center in the amount of \$31,800.00.
(This Resolution authorizes Change Order No. 5 to County Contract No. 204-13 with L.R. Kimball for additional professional services and plan revisions in the amount of \$31,800.00.)
- 590-16 Resolution authorizing Change Order No. 4 to County Contract No. 15-177 with Buell Kratzer Powell, Ltd for Lower Township Public Safety Building in the amount of \$37,400.00.
(This Resolution authorizes Change Order No. 4 to County Contract No. 15-177 with Buell Kratzer Powell, LTD for the evaluation of the existing Cape May County Microwave Network for Lower Township Public Safety Building in the amount of \$37,400.00.)
- 591-16 Resolution authorizing open end US Communities contract with Ricoh USA, Inc. for Managed Document Services for all County Departments.
(This Resolution authorizes a contract with Ricoh USA, Inc. for all managed document services for a term of 48 months commencing upon acceptance and delivery of all units.)
- 592-16 Resolution awarding County Contract No. 171-16 to Hill International, Inc. for provision of Professional Construction Management and Inspections for Cape May County Correctional Facility in an amount not to exceed \$725,000.00.
(This Resolution awards a contract to Hill International, Inc. of Philadelphia, PA for professional construction management and special inspection services during the construction of the new Cape May County Correctional Facility.)
- 593-16 Resolution authorizing the Board to hold a meeting excluding the public on July 12, 2016 at 6:00 p.m. or as soon thereafter as possible or as practicable. Matters falling within the attorney-client privilege, contract negotiations, the purchase, lease or acquisition of real property and litigation captioned Edith Jones v. Crest Haven Nursing Home, Workers' Compensation C.P. #2013-197; Michelle Linden v. CMC Prosecutor's Office, Workers' Compensation C.P. #2009-24550; Denise Frontiero v. Cape May County, Workers' Compensation C.P. #2013-3475 and 2013-3477; and Robin Gurdgiel v. Cape May County, Workers' Compensation C.P. #2015-18814.
(This Resolution authorizes the Board of Chosen Freeholders to conduct a meeting excluding the public at the stated time in accordance with the Open Public Meetings Act, N.J.S.A. 10:4-1, et seq.)
- 594-16 Resolution authorizing execution of Communications License Agreement between IWG Towers Assets I, LLC and the County of Cape May to install radio communications equipment on a tower in Lower Township.
(This Resolution authorizes the County to place its radio communications equipment on a 270' tower owned by IWG Towers for a monthly fee of \$800.00.)
- 595-16 Resolution authorizing a General Release in Malcolm Jones v. Cape May County Board of Freeholders, et al., Civil Action No. 1:15-cv-06738-RMB-KMW.
(This Resolution authorizes a settlement of litigation with Malcolm Jones for any and all claims in the amount of \$8,500.00 to be paid by insurance carrier.)
- 596-16 Resolution amending the Cape May County Drug and Alcohol Free Workplace Policy.
(This Resolution amends the Cape May County Drug and Alcohol Free Workplace Policy.)

MINUTES OF A REGULAR MEETING HELD JULY 12, 2016 (CONTINUED)

- 597-16 Resolution amending Res. No. 708-15 authorizing renewal with Safety National Casualty Corp. for Excess Workers’ Compensation Coverage for the term of April 1, 2015 through April 1, 2016 in the amount of \$105,592.00.
(This Resolution amends Res. No. 708-15 changing the term of coverage from April 1, 2015 through April 1, 2016 to October 1, 2015 through October 1, 2016.)
- 598-16 Resolution amending the 2016 budget for Cape May County Underage Alcohol Enforcement Project #AL 16-45-05-04 for the period May 1, 2016 to September 30, 2016 in the amount of \$23,000.00.
(This Resolution amends the 2016 Budget in the amount of \$23,000.00, making funds available to assist the County in a spring and summer alcohol initiative in curbing and preventing the illegal purchase of alcohol by underage persons.)

Freeholders	Ayes	Nays	Abstain	Absent	Motion	Second
Mr. Desiderio	X				X	
Ms. Gabor				X		
Ms. Hayes	X					X
Mr. Morey	X					
Mr. Thornton	X					

INTRODUCED BY MS. HAYES, SECONDED BY MR. DESIDERIO

- 599-16 Resolution granting and amending various Leaves of Absence to County Employees.
(This Resolution authorizes County Employees to be placed on a Leave of Absence in accordance with the County Leave of Absence Policy and the Family Medical Leave Act (FMLA).)
- Motion to pull Resolution 600-16 made by Freeholder Hayes and seconded by Freeholder Desiderio. All voted ‘yes’.*
- 600-16 Resolution urging Congress not to eliminate the State Health Insurance Assistance (S.H.I.P.) Program. **(PULLED FROM AGENDA)**
(This Resolution urges our distinguished representatives in Congress to not eliminate the State Health Insurance Program (S.H.I.P.)
- 601-16 Resolution authorizing settlement of claim petition with Paul Tendler, Esquire and the County of Cape May on behalf of Sheree Werba for work-related injury.
(This Resolution authorizes a Court-ordered settlement (Section 20) in the amount of \$185,000.00 to a former Crest Haven Nursing & Rehabilitation Center employee who filed a claim for an injury sustained while employed with the County.)
- 602-16 Resolution reappointing and appointing members to the Mental Health, Alcohol and Drug Abuse Board.
(This Resolution authorizes the reappointments of Michael Kolakowski and Bobbi Jo Taylor and appoints Tom Maletto, Patrick Brooks and Deborah Lukens to a 3-year term, as members of the Mental Health, Alcohol and Drug Abuse Board. Terms shall expire June 30, 2019. Members of this board are volunteers and serve without compensation.)
- 603-16 Resolution authorizing application to New Jersey Department of Environmental Protection for State Aid funds available to County Mosquito Control in the amount of \$23,000.00.
(This Resolution authorizes application for state aid available for county mosquito control.)

MINUTES OF A REGULAR MEETING HELD JULY 12, 2016 (CONTINUED)

- 604-16 Resolution amending the 2016 budget for the Local Core Capacity for Public Health Emergency Preparedness Grant #PHLP17LNC005 for the period July 1, 2016 to June 30, 2017 in the amount of \$225,114.00.
(This Resolution amends the 2016 budget for the Local Core Capacity for Public Health Emergency Preparedness Grant in the amount of \$225,114.00, funding to continue upgrading regional local public health preparedness for response to bioterrorism, pandemic influenza, and other public health threats and emergencies.)
- 605-16 Resolution accepting grant award from New Jersey Department of Health for Local Core Capacity for Public Health Emergency Preparedness Grant No. PHLP17LNC005 in the amount of \$225,114.00.
(This Resolution accepts a grant award for the period of 7/1/16 to 6/30/17.)
- 606-16 Resolution supplementing the 2016 Salary Resolution and approving appointments and salaries.
(This Resolution authorizes the hiring of new County employees, temporary assignment pay, salary changes or corrections, title changes and promotions of County employees when applicable.)
- 607-16 Resolution amending Resolution No. 9-16 appointing certifying officers for 2016.
(This Resolution changes/clarifies certifying officers for departments for auditing purposes.)

Freeholders	Ayes	Nays	Abstain	Absent	Motion	Second
Mr. Desiderio	X					X
Ms. Gabor				X		
Ms. Hayes	X		606-16		X	
Mr. Morey	X					
Mr. Thornton	X					

INTRODUCED BY MR. MOREY, SECONDED BY MS. HAYES

- 608-16 Resolution authorizing submission of a grant application to the Hazardous Discharge Site Remediation Fund (HDSRF) to recover a portion of investigation and remediation costs expended by the County of Cape May for property known as Block 45, Lot 11 in the City of Wildwood.
(This Resolution authorizes the County and/or its representative to submit a grant application to HDSRF to recover a portion of costs associated with site remediation at 503 W. Rio Grande Avenue.)
- 609-16 Resolution awarding open end contracts to Eddie’s Auto Body Shop, Inc. and to Hi-Tech Auto & Truck Service Center, Inc. to perform vehicle maintenance, repairs and inspections to County owned vehicles.
(This Resolution awards County Contract No. 163-16 to Eddie’s Auto Body Shop, Inc. and County Contract No. 164-16 to Hi-Tech Auto & Truck Service Center, Inc. to provide vehicle maintenance and repairs to County owned vehicles commencing July 13, 2016 through July 12, 2017 with two 1-year options.)
- 610-16 Resolution authorizing Memorandum of Understanding between County of Cape May and Cape May County Special Services School District for Pre-Vocational Classrooms for 2016-2017 School Year in the amount of \$69,760.00.
(This Resolution authorizes the County to execute a Memorandum of Understanding with the Cape May County Special Services School District regarding summer programs in the amount of \$59,760.00 in County funds and \$10,000.00 in CMCSSSD funds.)

MINUTES OF A REGULAR MEETING HELD JULY 12, 2016 (CONTINUED)

- 611-16 Resolution authorizing execution of Agreement Modification No. 1 to Federal Agreement No. 08-DT-BLA-471 for Ocean Drive (CR619) Resurfacing Improvements, Borough of Avalon.
(This Resolution decreases the amount of Federal funding for the Ocean Drive (CR619) Resurfacing Improvements due to lower than expected original bid for the project.)
- 612-16 Resolution authorizing execution of Agreement Modification No. 1 to Federal Agreement No. 12-DT-BLA-651 for JFK Boulevard (CR625) Improvements from Ludlam Thorofare to Landis Avenue, City of Sea Isle City.
(This Resolution increases the amount of Federal funding to cover the cost of the various Change Orders for the JFK Boulevard (CR625) Improvements from Ludlam Thorofare to Landis Avenue project.)
- 613-16 Resolution amending Resolution No. 489-16 authorizing an Indemnification Agreement with CityTri Racing, Inc. for its Tuckahoe Triathlon and Duathlon on July 31, 2016.
(This Resolution modifies Resolution No. 489-16 to change the organization name.)
- 614-16 Resolution approving contract documents for Roosevelt Boulevard (CR623) over Crook Horn Creek Bridge Deck Rehabilitation, City of Ocean City and Township of Upper and authorizing the Clerk of the Board to advertise for bids for same.
(This Resolution approves contract documents and authorizes advertisement.)
- 615-16 Resolution accepting proposal of Urban Engineers, Inc. in the amount of \$316,171.00 for Professional Engineering Services for Broadway/Seashore Road (CR626) from Sunset Boulevard in West Cape May to Sandman Boulevard in the Township of Lower.
(This Resolution accepts the proposal of Urban Engineers, Inc. in the amount of \$316,171.00 to provide professional engineering services for the Broadway/Seashore (CR626) Resurfacing Improvements project.)
- 616-16 Resolution granting permission to the Chamber of Commerce of Greater Cape May to close a portion of Delaware Avenue (CR640) in the City of Cape May on September 24, 2016 for Cape May’s Dragon Boat Races.
(This Resolution gives permission to the Chamber of Commerce of Greater Cape May to temporarily close a portion of Delaware Avenue (CR640) for their Dragon Boat Races.)
- 617-16 Resolution approving contract documents for Utility Upgrades at the Cape May County Airport and authorizing the Clerk of the Board to advertise for bids for same.
(This Resolution approves contract documents and authorizes advertisement.)

Freeholders	Ayes	Nays	Abstain	Absent	Motion	Second
Mr. Desiderio	X					
Ms. Gabor				X		
Ms. Hayes	X					X
Mr. Morey	X				X	
Mr. Thornton	X					

MOTION TO PAY BILLS: FH Desiderio moved/FH Hayes seconded

General Fund	4,525,844.91
Grant Fund	55,044.30
Tax Appeal Trust	2,765.52
Sheriff Trust	3,009.95
Crest Haven Trust	196.97
Motor Vehicle Trust	10,076.06
CMC Zoo Trust	40,492.33
Workers Compensation	13,027.22
Open Space Dedicated Fund	2,903.29

MINUTES OF A REGULAR MEETING HELD JULY 12, 2016 (CONTINUED)

Self-Insurance Trust	1,093,504.80
CMC Fuel Resale System	46,168.43
Accumulated Absences	26,869.40
Prosecutors Forfeited Fnd	3,961.33
Prosecutors Forensic Lab	.00
CMC Spay/Neuter Program	9,145.50
Animal Shelter Donations	1,740.00
Capital Improvements	1,941,671.29

Freeholders	Ayes	Nays	Abstain	Absent	Motion	Second
Mr. Desiderio	X				X	
Ms. Gabor				X		
Ms. Hayes	X					X
Mr. Morey	X					
Mr. Thornton	X					

PUBLIC COMMENTS: Geraldine Kirk, of Rio Grande addressed the board regarding her concerns about cars being wrongly directed by GPS on their way to Wildwood to her neighborhood, where Sixth Street and Old Rio Grande Avenue converge. The drivers miss the left turn and ultimately come to a dead end and have to turn around. She stated it was dangerous and she didn’t know where to turn for help with this issue.

ADJOURN: 8:09 P.M. FH Desiderio moved/FH Hayes seconded.

Freeholders	Ayes	Nays	Abstain	Absent	Motion	Second
Mr. Desiderio	X				X	
Ms. Gabor				X		
Ms. Hayes	X					X
Mr. Morey	X					
Mr. Thornton	X					

APPROVED

DIRECTOR

ATTEST:

CLERK OF THE BOARD